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the Office of Contract Compliance Programs, U.S. Department of Labor.

[49 FR 8857, Mar. 8, 1984; 49 FR 24734, June 15, 1984]

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AUTHORITY: Sec. 205(c), 63 Stat. 390, as
amended, 40 U.S.C. 486(c).

SOURCE: 49 FR 8857, Mar. 8, 1984, unless oth-
erwise noted.

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**Subpart 1523.3—Hazardous
Material and Material Safety Data**

1523.303 Contract clause.

**1523.303-70 Protection of human sub-
jects.**

Contracting Officers shall insert the
contract clause at 1552.223-70 when the
contract involves human test subjects.

**1523.303-71 Decontamination of Gov-
ernment-furnished property.**

Contracting Officers shall insert the
contract clause at 1552.245-70, Decon-
tamination of Government-Furnished
Property, when it is anticipated that a
Contractor will use Government-fur-
nished or Contractor-acquired property
in the clean-up of hazardous or toxic
substances in the environment.

**1523.303-72 Care of laboratory ani-
mals.**

Contracting officers shall insert the
clause at 1552.223-72, Care of Labora-
tory Animals, in all contracts involv-
ing the use of experimental animals.

[65 FR 58923, Oct. 3, 2000]

**Subpart 1523.7—Contracting for
Environmentally Preferable
Products and Services**

SOURCE: 72 FR 18403, May 1, 2007, unless
otherwise noted.

§ 1523.703 Policies and procedures.

**§ 1523.703-1 Acquisition of environ-
mentally preferable meeting and
conference services.**

(a) *Scope.* This section establishes
policy and procedures for acquiring en-
vironmentally preferable meeting and
conference services. For purposes of
this section, the term “contracting of-
ficer” refers to any EPA employee with
purchasing authority. For the purposes
of this section, the term “meeting and
conference services” refers to any pur-
chase by an EPA employee of the use of
off-site commercial facilities for an
EPA event, whether the event is a
meeting, conference, training session,
or other purpose.

(b) *Policy.* Contracting officers must
purchase environmentally preferable

Environmental Protection Agency

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meeting and conference services to the greatest extent practicable. Environmental preferability is defined at FAR 2.101. Environmental preferability shall be considered in all purchases of meeting and conference services.

(c) *Procedures for micropurchases.* The contracting officer shall request information on environmentally preferable features and practices from each meeting and conference services vendor solicited using the provision or language substantially the same as the provision at 1552.223-71.

(d) *Procedures for purchases exceeding micropurchase threshold.* The contracting officer shall request information on environmentally preferable features and practices from each meeting and conference services vendor using the provision or language substantially the same as the provision at 1552.223-71, and shall notify vendors that basis for award will be best value with price and other factors considered. Environmental preferability must be considered among the other factors. The contracting officer shall determine the relative importance of price and other factors as appropriate to the acquisition.

(e) *Contractor support for meetings and conferences.* A contract, order, work assignment or purchasing agreement that includes contractor support for meeting and conference planning and logistics must include a green meeting and conference requirement. The contracting officer shall ensure language is included in the tasking document work statement that requires the contractor to use the provision at 1552.223-71, or language approved by the contracting officer that is substantially the same as the provision, when soliciting quotes or offers for meeting and conference services on behalf of the EPA.

(f) *Solicitation Provision.* The contracting officer shall insert the provision or language substantially the same as the provision at 1552.223-71, EPA Green Meetings and Conferences, in solicitations for meeting and conference services. Contracting officers issuing an oral solicitation must also use the provision, though it may be provided to the vendor orally or electronically. Contractors soliciting

quotes or offers for meeting and conference services on behalf of EPA shall use the provision, or language approved by the contracting officer that is substantially the same as the provision.

Subpart 1523.70—Energy-Efficient Computer Equipment

SOURCE: 61 FR 14506, Apr. 2, 1996, unless otherwise noted.

1523.7000 Background.

(a) Executive Order 12845 requires the Federal Government to purchase only microcomputers, including personal computers, monitors and printers, which meet “EPA Energy Star” requirements for energy efficiency. This equipment is often identified by the Energy Star™ logo and is capable of entering and recovering from an energy-efficient low power state.

(b) The EPA Energy Star Computer Program is a voluntary partnership effort with the computer industry to promote the introduction of energy-efficient personal computers, monitors, and printers which can reduce air pollution caused by utility power generation, and ease the burden on building air conditioning and electrical systems. The Energy Star Program is designed to be a self-certifying computer industry program, policed informally by the computer industry itself.

(c) FIRMR Bulletin C-35 (dated 11/19/93) describes procedures that will promote the acquisition of energy-efficient microcomputers and associated computer equipment.

1523.7001 Policy.

(a) The “Energy Star” Executive Order (E.O. 12845) applies to the following equipment:

- (1) Personal Computers (stand-alone).
- (2) Personal Computers (end-user on network).
- (3) Notebook and other portable computers.
- (4) PC printers - laser, inkjet or dot matrix (stand-alone or networked).
- (5) High-speed printers used on a PC network (less than approximately 20 pages per minute).
- (6) Monitors (CRT or Flat-panel LCD).

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(b) “Energy Star” requirements do not apply to the following equipment:

- (1) Workstations.
- (2) File servers.
- (3) Mainframe equipment.
- (4) Minicomputers.
- (5) High-speed printers used with mainframe computers (30 or more pages per minute).
- (6) Mainframe or “dumb” terminals.
- (7) X-terminals.

(c) All new acquisitions for microcomputers, including personal computers, monitors, and printers, shall contain specifications which meet EPA Energy Star requirements for energy efficiency unless a waiver has been obtained in accordance with internal Agency procedures. The EPA Energy Star requirement applies in instances where the Contracting Officer authorizes the contractor to acquire property in accordance with FAR 45.302-1.

(d) The Energy Star requirement also applies to all applicable equipment ordered from GSA Schedule Contracts, open market buys, and Bankcard purchases.

1523.7002 Waivers.

(a) There are several types of computer equipment which technically fall under the current Energy Star Program, but for which EPA established blanket waivers because Energy Star compliant versions of this equipment were unavailable in the marketplace. Blanket waivers apply to the following types of equipment:

- (1) LAN servers, including file servers; application servers; communication servers; including bridges and routers;
- (2) UNIX RISC based processors with their high-end monitors;
- (3) Large LAN printers (greater than 19 pages/minute output); and
- (4) Scientific computing equipment which is used for real-time data acquisition and which, if subjected to a power down mode, would jeopardize the research project.

(b) It is anticipated that there will be Energy Star models of this equipment in the future, but in the near term EPA will not specify Energy Star qualifications when purchasing the items listed in this section.

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1523.7003 Contract clause.

(a) *Rehabilitation Act Notice.* Contracting officers shall insert the clause at 1552.239-70, Rehabilitation Act Notice, or one substantially the same as this clause, in all solicitations and contracts where the contractor may be required to provide any type of support to EPA in connection with EPA programs and activities, including conferences, symposia, workgroups, meetings, etc.

(b) The Contracting Officer shall insert a clause substantially the same as 48 CFR 1552.239-103, Acquisition of Energy Star Compliant Microcomputers, Including Personal Computers, Monitors, and Printers, in all solicitations and contracts for the acquisition of microcomputers, including personal computers, monitors and printers. The Contracting Officer shall also insert the clause in solicitations and contracts where the Contracting Officer authorizes the contractor to acquire property in accordance with FAR 45.302-1.

[61 FR 14506, Apr. 2, 1996, as amended at 65 FR 58923, Oct. 3, 2000]

PART 1524—PROTECTION OF PRIVACY AND FREEDOM OF INFORMATION

Subpart 1524.1—Protection of Individual Privacy

Sec.

1524.104 Solicitation provisions.

Subpart 1524.2—Freedom of Information Act [Reserved]

AUTHORITY: Sec. 205(c), 63 Stat. 390, as amended, 40 U.S.C. 486(c).

Subpart 1524.1—Protection of Individual Privacy

1524.104 Solicitation provisions.

The Contracting Officer shall insert the provision at 1552.224-70, Social Security Numbers of Consultants and Certain Sole Proprietors and Privacy Act Statement, in all solicitations.

[49 FR 8858, Mar. 8, 1984]